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7 **UNITED STATES DISTRICT COURT**
8 **CENTRAL DISTRICT OF CALIFORNIA**
9 **WESTERN DIVISION**

10

11 TOMMMY ALASTRA
12 PRODUCTIONS, INC., a California
corporation,

13 Plaintiff,

14 v.

15 HUGO McDONAUGH, an individual;
16 PERPETUAL ALTRUISM, LTD a
U.K. limited liability company, and
DOES 1-20, inclusive,

17 Defendants.

CASE NO. 2:25-cv-01257-AB-KES

Hon. André Birotte, Jr.

**[PROPOSED] ORDER GRANTING
DEFENDANT PERPETUAL
ALTRUISM, LTD'S MOTION TO
DISMISS COMPLAINT FOR
FAILURE TO STATE A CLAIM
PURSUANT TO FED. R. CIV. P.
12(b)(6)**

[Filed concurrently with Notice of
Motion and Motion; [Proposed] Order]

19 Date: March 28, 2025
20 Time: 10:00 a.m.
Crtrm.: 7B

21 Action Filed: February 14, 2025
22 Removal: February 14, 2025
Trial Date: None Set

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ORDER

2 Defendant Perpetual Altruism Ltd.'s Motion to Dismiss Complaint For
3 Failure to State a Claim Pursuant to Fed. R. Civ. P. 12(b)(6) came on regularly for
4 hearing before this Court on March 28, 2025.

Having considered the moving and opposition papers, arguments, and all other matters presented to the Court, the Court finds that Plaintiff has failed to state a claim upon which relief may be granted.

8 IT IS HEREBY ORDERED that Defendant's Motion to Dismiss is
9 GRANTED. The Complaint in this case is ordered dismissed [with] / [without]
10 leave to amend.

11 IT IS SO ORDERED.
12

11 Dated: _____

The Honorable André Birotte Jr.
Judge, United States District Court

CERTIFICATE OF SERVICE

I hereby certify that on December 11, 2024, a copy of the [PROPOSED] **ORDER GRANTING DEFENDANT PERPETUAL ALTRUISM, LTD'S MOTION TO DISMISS COMPLAINT FOR FAILURE TO STATE A CLAIM PURSUANT TO FED. R. CIV. P. 12(b)(6)** was filed electronically. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's CM/ECF System.

/s/ Ryan M. Lapine
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Via FedEx

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